

**TRANSMITTAL LETTER**  
**(General - Patent Pending)**

Docket No.  
89190.045404/DP-311980

In Re Application of: **Frank A. Nicholas**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/823,430	April 13, 2004	Unknown	23469	Unknown	4022

Title: **SHAFT NOISE DAMPER**

COMMISSIONER FOR PATENTS:

Transmitted herewith is:

Copy of Notice to File Missing Parts of Non-Provisional Application (2 pages);  
Response to Notice to File Missing Parts (2 pages + 1 duplicate page);  
Check No. 1739 in the amount of \$900 (\$770 for Basic Utility Filing Fee and \$130 for Late Declaration Surcharge);  
Copy of previously filed Declaration and Power of Attorney (executed) (3 pages);  
Certificates of Mailing by First Class Mail for each; and Postcards (2) for acknowledgement.

in the above identified application.

- ☐ No additional fee is required.
- ☒ A check in the amount of **\$900.00** is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. **10-0223** as described below.
- ☐ Charge the amount of
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

*Signature*

Dated: **August 23, 2004**

**Dennis B. Danella, Esq.**  
Reg. No. 46,653  
**JAECKLE FLEISCHMANN & MUGEL, LLP**  
190 Linden Oaks  
Rochester, New York 14625-2812  
Telephone: (585) 899-2930  
Facsimile: (585) 899-2931

I certify that this document and fee is being deposited on **August 23, 2004** with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*Signature of Person Mailing Correspondence*

**Margaret I. Hults**

*Typed or Printed Name of Person Mailing Correspondence*

CC:



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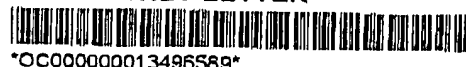
IPW#

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/823,430	04/13/2004	Frank A. Nicholas	89190.045404/DP-311980

Jimmy L. Funke, Esq.  
Delphi Technologies, Inc.  
Mail Code 480410202  
P.O. Box 5057  
Troy, MI 48007

CONFIRMATION NO. 4022

FORMALITIES LETTER



\*0C00000013496589\*

Date Mailed: 08/10/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

### Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

### SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$900** for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

DOCKETED

*(Charge) due 10-10-04*  
*By: [Signature]*  
*8-20-04*

08/26/2004 MAHMED1 00000005 10823430

01 FC:1001 770.00 OP  
02 FC:1051 130.00 OP

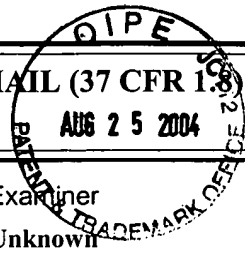
*A copy of this notice MUST be returned with the reply.*

  
\_\_\_\_\_  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)			Docket No.	
Applicant(s): Frank A. Nicholas			89190.045404/DP-311980	
Application No. 10/823,430	Filing Date April 13, 2004	Examiner Unknown	Customer No. 23469	Group Art Unit Unknown
Invention: SHAFT NOISE DAMPER				
<p>I hereby certify that this <u>Copy of Notice to File Missing Parts (2 pages)</u> (Identify type of correspondence)</p> <p>is being deposited with the United States Postal Service as first class mail in an envelope addressed to:</p> <p>Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on <u>August 23, 2004</u> (Date)</p> <p><u>Margaret I. Hults</u> (Typed or Printed Name of Person Mailing Correspondence)</p> <p><u>Margaret I. Hults</u> (Signature of Person Mailing Correspondence)</p> <p>Note: Each paper must have its own certificate of mailing.</p>				



**CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)**

Applicant(s): **Frank A. Nicholas**

Docket No.

**89190.045404/DP-311980**

Application No.

**10/823,430**

Filing Date

**April 13, 2004**

Examiner

**Unknown**

Customer No.

**23469**

Group Art Unit

**Unknown**

Invention: **SHAFT NOISE DAMPER**

I hereby certify that this **Response to Notice to File Missing Parts (2 pages + 1 duplicate page)**  
(Identify type of correspondence)

is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on **August 23, 2004**  
(Date)

**Margaret I. Hults**

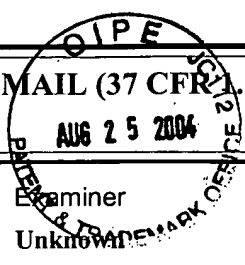
(Typed or Printed Name of Person Mailing Correspondence)

*Margaret I. Hults*

(Signature of Person Mailing Correspondence)

**Note: Each paper must have its own certificate of mailing.**

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Unknown

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23469

Group Art Unit

Unknown

Invention: SHAFT NOISE DAMPER

I hereby certify that this Copy of previously filed Declaration and Power of Attorney (executed) (3 pages)  
(Identify type of correspondence)

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Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 23, 2004  
(Date)

Margaret I. Hults

(Typed or Printed Name of Person Mailing Correspondence)

Margaret I. Hults  
(Signature of Person Mailing Correspondence)

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PATENT  
89190.045404/DP-311980  
Response to Notice to File Missing Parts

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants:	Frank A. Nicholas	)	Examiner: Unknown
		)	
Serial No.:	10/823,430	)	Art Unit: Unknown
		)	
Filed:	April 13, 2004	)	
		)	
Title:	SHAFT NOISE DAMPER	)	
		)	

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**Mail Stop Missing Parts**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Sir:

In response to the Notice to File Missing Parts dated August 10, 2004, enclosed herewith is:

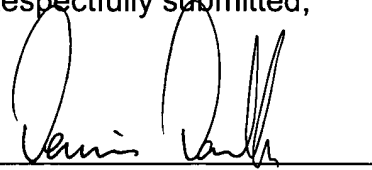
- 1) A copy of the Notice to File Missing Parts;
- 2) One (1) copy of previously submitted Declaration and Power of Attorney for Patent Application; and
- 3) A check in the amount of \$900.00, which represents the statutory basic filing fee of \$770.00 as required by 37 C.F.R. § 1.16(a) and \$130.00 as required by 37 C.F.R. § 1.16(e) for the late submission of the filing fee.



The Commissioner is hereby authorized to charge any additional filing fees required, or credit any overpayment, to Deposit Account No. 10-0223. A duplicate copy of this response is enclosed.

Dated: 8/23/04

Respectfully submitted,



Dennis B. Danella  
Reg. No. 46,653

**JAECKLE FLEISCHMANN & MUGEL, L.L.P.**  
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